



Patent
Docket No: 49933US021

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Hoopman et al.

Group Art Unit: 3726

Serial No.: 09/520,032

Filed: March 6, 2000

Examiner: Unknown

For: TOOLS TO MANUFACTURE ABRASIVE ARTICLES

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J. P. [signature]

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on:

Date

Signature

TERMINAL DISCLAIMER UNDER 37 C.F.R. 1.321(b)

Commissioner for Patents
Washington, DC 20231

Dear Sir:

Petitioner, 3M Innovative Properties Company, a corporation of the State of Delaware having a place of business at 3M Center, St. Paul, Minnesota, represents that it is the exclusive owner of the entire interest in the above-identified Application by virtue of an Assignment recorded at Reel 010705, Frame 0068, on March 8, 2000 and Assignments dated September 13, 1993 and January 19, 1994 (copies enclosed). Petitioner further represents that it is the exclusive owner of the entire interest in U.S. Patent No. 6,129,540, by virtue of an Assignment recorded at Reel 6717, Frame 0166, on September 13, 1993 and an Assignment dated August 23, 2001 (copy enclosed).

Petitioner disclaims the terminal part of any patent granted on the above-identified Application which would extend beyond the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the above-identified patent, not shortened by terminal disclaimer. Petitioner hereby agrees that any patent granted on the above-identified Application shall be enforceable only for and during such period that the legal title to such patent and U.S. Patent No. 6,129,540 are commonly owned. This agreement is to run with any patent granted on the above-identified Application and to be binding upon the grantee, its successor, or assigns.

In making the above disclaimer, Petitioner does not disclaim any terminal part of any patent granted on the above-identified Application prior to the expiration date of the full

statutory term, not shortened by terminal disclaimer, of U.S. Patent No. 6,129,540, if it: (1) expires for failure to pay a maintenance fee; (2) is held unenforceable or is found invalid by a court of competent jurisdiction; (3) is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321; (4) has all claims canceled by a reexamination certificate; (5) is reissued; or (6) is otherwise terminated prior to the expiration of its full statutory term as presently shortened by terminal disclaimer if any.

Documents establishing the chain of title of the subject patent (including the aforementioned Assignment and a recording location) have been reviewed and I certify that, to the best of my knowledge and belief, title is in Petitioner.

I declare that all statements made herein of my own knowledge are true and that all statements made herein on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the above-identified Application or any patent issuing thereon.

Please charge the fee provided in 37 C.F.R. 1.20(d) to Deposit Account No. 13-3723.

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|--------------------------------|----------------------------------|
| Registration Number 35,048 | Telephone Number 651-736-0641 |
| Date <i>August 23, 2001</i> | |

Respectfully submitted,

By

[Signature]
Gregory D. Allen

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